



**THE CITY OF NEW YORK
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January 11, 2018

VIA ECF

Honorable Jack B. Weinstein
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: DaCosta v. Tranchina, 1:15-cv-05174-JBW-RLM

Your Honor:

I am a Senior Counsel in the office of Zachary W. Carter, Corporation Counsel of the City of New York, representing defendant Fortunato Tranchina (“Tranchina”) in the above-referenced matter. Defendant Tranchina writes to respectfully inform the Court that he is filing a Notice of Appeal with respect to the Court’s December 12, 2017 Memorandum and Order concerning summary judgment today to preserve his rights as the deadline to file such a notice expires today.

Thank you for your consideration in this regard.

Respectfully,

/s/ Kavin Thadani

Kavin Thadani
Senior Counsel
Special Federal Litigation

cc: **VIA ECF**
Kim Richman, Esq.
Clark Binkley, Esq.
Attorneys for Plaintiff